

300001

ANTECH[®]

D I A G N O S T I C S

1111 Marcus Avenue • Suite M28 • Lake Success, NY 11042 • (800) 872-1001 • (516) 326-3900

May 26, 2011

Mr. George C. Meyer, P. E., Chief
Hazardous Waste Compliance Branch
U.S. Environmental Protection Agency
Region 2
290 Broadway
New York, NY 10007-1866

General
5/27/11 PM 12:13

Re: Notice of Violation - Antech Diagnostics
EPA ID# NYR000122648

Dear Mr. Meyer:

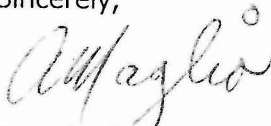
This is in response to your Notice of Violation issued pursuant to Section 3008 of the Solid Waste Disposal Act dated May 16, 2011:

In answer to 1(a) (b) (c), we have taken the following proactive measures regarding the disposal of the spent gram stains:

- We had immediately purchased and installed a sink to accommodate the 16 gallon hazardous waste container with safety funnel now used to collect the spent gram stains in the Microbiology Department.
- Simultaneously we ordered a 16 gallon hazardous waste container and profiled the waste stream with PSC / Chemical Pollution Control.
- PSC / Chemical Pollution Control commenced pick-ups on 5/5/11. Going forward, the 16 gallon hazardous waste container is picked up weekly by PSC / Chemical Pollution Control.

If you require any further information, please contact me directly at 516-326-3939.

Sincerely,



Ann Maglio
Human Resources Manager



**ACKNOWLEDGEMENT OF NOTIFICATION
OF
HAZARDOUS WASTE ACTIVITY**

03/02/2004

This is to acknowledge that you have filed a **Notification of Hazardous Waste Activity** for the installation located at the address shown in the box below to comply with Section 3010 of the Resource Conservation and Recovery Act (RCRA). Your EPA Identification Number for that installation appears in the box below. The EPA Identification Number must be included on all shipping manifests for transporting hazardous wastes; on all Annual Reports that generators of hazardous waste, and owners and operators of hazardous waste treatment, storage and disposal facilities must file with EPA; on all applications for a Federal Hazardous Waste Permit; and other hazardous waste management reports and documents required under Subtitle C of RCRA.

EPA I.D. NUMBER

NYR000122648

INSTALLATION NAME

ANTECH DIAGNOSTICS

INSTALLATION ADDRESS

1111 MARCUS AVE - SUITE M28
LAKE SUCCESS, NY 11042

MAILING ADDRESS

1111 MARCUS AVE - SUITE M28
LAKE SUCCESS, NY 11042

EPA Form 8700-12AB (4-80)

USEPA - REGION 2
RCRA Programs Branch
290 Broadway, 22nd Floor
New York, NY 10007-1866

ATTN: RCRA NOTIFICATIONS
Tel : (212) 637-4106
Fax: (212) 637-3056

TO: ANTECH DIAGNOSTICS
or Current Occupant
ATTN: JOHN SPIVEY
1111 MARCUS AVE - SUITE M28
LAKE SUCCESS, NY, 11042

FED Y

ENVIRONMENTAL PROTECTION
AGENCY REGION II

OMB# 2050-0176 Expires 12/31/2003

RCRA PROGRAM
BRANCH

MAIL THE COMPLETED FORM TO: The Appropriate State or EPA Regional Office.		United States Environmental Protection Agency RCRA SUBTITLE C SITE IDENTIFICATION FORM	
1. Reason for Submittal (See instructions on page 23) MARK CORRECT BOX(ES)		Reason for Submittal: <input checked="" type="checkbox"/> To provide Initial Notification of Regulated Waste Activity (to obtain an EPA ID Number for hazardous waste, universal waste, or used oil activities). To provide Subsequent Notification of Regulated Waste Activity (to update site identification information). As a component of a First RCRA Hazardous Waste Part A Permit Application. As a component of a Revised RCRA Hazardous Waste Part A Permit Application (Amendment # _____) As a component of the Hazardous Waste Report.	
2. Site EPA ID Number (See instructions on page 24)		EPA ID Number: NYR 000 122 648	
3. Site Name (See instructions on page 24)		Name: Antech Diagnostics	
4. Site Location Information (See instructions on page 24)		Street Address: 1111 Marcus Avenue STE, M28 City, Town, or Village: Lake Success State: NY County Name: Long Island Zip Code: 11042	
5. Site Land Type (See instructions on page 24)		Site Land Type: <input checked="" type="radio"/> Private County District Federal Indian Municipal State Other	
6. North American Industry Classification System (NAICS) Code(s) for the Site (See instructions on page 24)		A. 541940 B. C. D.	
7. Site Mailing Address (See instructions on page 25)		Street or P. O. Box: 1111 Marcus Avenue, Site M28 City, Town, or Village: Lake Success State: NY Country: Zip Code: 11042	
8. Site Contact Person (See instructions on page 25)		First Name: John MI: Last Name: Spivey Phone Number & Ext.: 516 326-3981/3982 Fax Number: (Optional) 516 326 7270	
9. Legal Owner and Operator of the Site (See instructions on pages 25 to 26)		A. Name of Site's Legal Owner: I Park Date Became Owner (mm/dd/yyyy): 4/1/2003 Owner Type: <input checked="" type="radio"/> Private County District Federal Indian Municipal State Other B. Name of Site's Operator: ANTECH I Park Date Became Operator (mm/dd/yyyy): 10/24/2002 Operator Type: <input checked="" type="radio"/> Private County District Federal Indian Municipal State Other	

EPA ID No.

10. Type of Regulated Waste Activity (Mark the appropriate boxes for activities that apply to your site. See instructions on pages 26 to 30)

A. Hazardous Waste Activities

1. Generator of Hazardous Waste

(Choose only one of the following three categories.)

- a. LQG: Greater than 1,000 kg/mo (2,200 lbs./mo.) of non-acute hazardous waste; or
- ☒ b. SQG: 100 to 1,000 kg/mo (220 - 2,200 lbs./mo.) of non-acute hazardous waste; or
- c. CESQG: Less than 100 kg/mo (220 lbs./mo.) of non-acute hazardous waste

In addition, indicate other generator activities. (Mark all that apply)

- d. United States Importer of Hazardous Waste
- e. Mixed Waste (hazardous and radioactive) Generator

For Items 2 through 6, mark all that apply.

2. Transporter of Hazardous Waste
3. Treater, Storer, or Disposer of Hazardous Waste (at your site) Note: A hazardous waste permit is required for this activity
4. Recycler of Hazardous Waste (at your site) Note: A hazardous waste permit may be required for this activity
5. Exempt Boiler and/or Industrial Furnace
- a. Small Quantity On-site Burner Exemption
- b. Smelting, Melting, and Refining Furnace Exemption
6. Underground Injection Control

B. Universal Waste Activities

1. Large Quantity Handler of Universal Waste (accumulate 5,000 kg or more) [refer to your State regulations to determine what is regulated]. Indicate types of universal waste generated and/or accumulated at your site. (Mark all boxes that apply):

Generate Accumulate

- a. Batteries
- b. Pesticides
- c. Thermostats
- d. Lamps
- e. Other (specify) Chemicals / Xylene / Alcohol
- f. Other (specify) Formalin
- g. Other (specify) _____

2. Destination Facility for Universal Waste

Note: A hazardous waste permit may be required for this activity.

C. Used Oil Activities (Mark all boxes that apply.)

1. Used Oil Transporter - Indicate Type(s) of Activity(ies)
- a. Transporter
- b. Transfer Facility
2. Used Oil Processor and/or Re-refiner - Indicate Type(s) of Activity(ies)
- a. Processor
- b. Re-refiner
3. Off-Specification Used Oil Burner
4. Used Oil Fuel Marketer - Indicate Type(s) of Activity(ies)
- a. Marketer Who Directs Shipment of Off-Specification Used Oil to Off-Specification Used Oil Burner
- b. Marketer Who First Claims the Used Oil Meets the Specifications

11. Description of Hazardous Wastes (See instructions on page 31)

A. Waste Codes for Federally Regulated Hazardous Wastes. Please list the waste codes of the Federal hazardous wastes handled at your site. List them in the order they are presented in the regulations (e.g., D001, D003, F007, U112). Use an additional page if more spaces are needed.

F003						
U359						
U122						

2003 FEB 18 PM 3:27

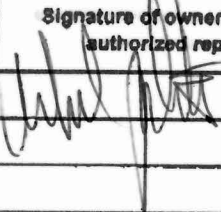
ENVIRONMENTAL PROTECTION
AGENCY REGION IIRCRA PROGRAM
DIVISION

EPA ID No.

B. Waste Codes for State-Regulated (i.e., non-Federal) Hazardous Wastes. Please list the waste codes of the State-regulated hazardous wastes handled at your site. List them in the order they are presented in the regulations. Use an additional page if more spaces are needed for waste codes.

12. Comments (See instructions on page 31)

13. Certification. I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations. (See instructions on page 31)

Signature of owner, operator, or an authorized representative	Name and Official Title (type or print)	Date Signed (mm/dd/yyyy)
	VICE PRESIDENT	02/13/04

ENVIRONMENTAL PROTECTION
 ASST. VICE PRESIDENT II
 RCRA PROGRAMS
 BLANCH

RCRA Site Detail

Report run on: February 19, 2004 - 2:45 PM

Page 3

NYR000043521 LOCKHEED MARTIN CORPORATION

EPA Region 02 Extract Flag: X Facility Identifier: County: NASSAU

Basic Notes: EXTRACT_FLAG UPDATED OCT 2003 VIA SQL

Universes	Full Enforcement: ----	Subj CA:	Perm Prgrs: ----	Op Pmt GPRA:
Generator: LQG	Operating TSDF: ----	Subj CA TSD 3004:	Perm Wrkld: ----	PClos GPRA:
Transporter:	BOYSNC:	Subj CA TSD Discr:	Clos Wrkld: ----	CA GPRA:
	SNC:	Subj CA Non-TSD:	Pclos Wrkld: ----	CA HE EI:
	Annual BOY Enf:	CA Wrkld:		CA GW EI:

Activity Location: NY	Source Type: Biennial Report	Seq. Number: 3	Receive Date: 22 MAY 2002	Report Cycle: 2001
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Other/Previous Site Name: LOCKHEED MARTIN CORPORATION

Location 1111 MARCUS AVE Address: LAKE SUCCESS, NY 11042	Mailing Address: 88 DURYEA RD MELVILLE, NY 11747 UNITED STATES
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Contact Person NICHOLAS VALKENBURG
 For Source (631) 391-5234
 Information UNITED STATES

Land Type: Bad code - X Non Notifier: No Commercial Availability: Unknown Tsd Date:
 Accessibility: No. Employees: 0 State District: NYSDEC R1
 NAICS Codes: 56291 Remediation Services

Notes: Update 10/03 to ensure Leg_Dist is associated with correct Counties

Regulated Waste Activities

Hazardous Waste Generator Status - Federal: Large Quantity Generator; State: NY-1 Large Quantity Generator

Transfer Facility:

Used Oil Activities

Other Hazardous Waste Generator Activities	Used Oil Transporter Activity	Off-Specification Used Oil Burner:	Unknown
Importer Activity: No	Transporter: Unknown	Used Oil Fuel Marketer Activity	
Mixed Waste Generator: No	Transfer Facility: Unknown	Marketer who directs shipment off-specification used oil to off-specification used oil burner:	Unknown
Transporter Activity: Unknown	Used Oil Processor and/or Re-refiner Activity	Marketer who first claims the used oil meets the specifications:	Unknown
TSD Activity: No	Processor: Unknown		
Recycler Activity: Unknown	Refiner: Unknown		
Exempt Boiler and/or Industrial Furnace	Underground Injection Control: Unknown	Destination Facility for Universal Waste:	Unknown
Small Quantity Onsite Burner Exemption: Unknown			
Smelting, melting, Refining Furnace Exemption: Unknown			

Universal Waste Activities:

Description	Generated	Accumulated
Batteries	U	U
Lamps	U	U
Pesticides	U	U
Thermostats	U	U

Biennial Report Information

Total Quantity Reported (Tons): Generated: 8 Managed: 0 Shipped: 8 Received: 0

Top 10 GM Forms Summary by Largest Quantity of Hazardous Waste Generated (All quantities are in tons)

Generated	Managed	Onsite Management Methods	Shipped	Offsite Management Methods
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Activity Location: NY	Source Type: Biennial Report	Seq. Number: 2	Receive Date: 01 JAN 2001	Report Cycle: 1999
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Other/Previous Site Name: LOCKHEED MARTIN CORP ES&H

Location 365 LAKEVILLE RD Address: GREAT NECK, NY 11020-1696	Mailing Address: 100 S CHARLES ST STE 1400 BALTIMORE, MD 21201-1696
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Contact Person GENE MATSUSHITA
 For Source (410) 468-1038
 Information

Land Type: Bad code - U Non Notifier: No Commercial Availability: Other - U Tsd Date:
 Accessibility: No. Employees: State District: NYSDEC R1

RCRA Site Detail

Report run on: February 19, 2004 - 2:45 PM

Page 4

NYR000043521 LOCKHEED MARTIN CORPORATION

Continued...

Notes: Update 10/03 to ensure Leg_Dist is associated with correct Counties

Regulated Waste Activities

Hazardous Waste Generator Status - Federal: Large Quantity Generator; State:

Transfer Facility:	Unknown	Used Oil Activities		
Other Hazardous Waste Generator Activities		Used Oil Transporter Activity	Off-Specification Used Oil Burner:	Unknown
Importer Activity:	Unknown	Transporter:	Unknown	
Mixed Waste Generator:	Unknown	Transfer Facility:	Unknown	Used Oil Fuel Marketer Activity
Transporter Activity:	Unknown	Used Oil Processor and/or Re-refiner Activity	Marketer who directs shipment off-specification used oil to off-specification used oil burner:	Unknown
TSD Activity:	No	Processor:	Unknown	
Recycler Activity:	Unknown	Refiner:	Unknown	Marketer who first claims the used oil meets the specifications:
Exempt Boiler and/or Industrial Furnace				Unknown
Small Quantity Onsite Burner Exemption:	Unknown	Underground Injection Control:	Unknown	Destination Facility for Universal Waste:
Smelting, melting, Refining Furnace Exemption:	Unknown			Unknown

Biennial Report Information

Total Quantity Reported (Tons): Generated: 295 Managed: 0 Shipped: 295 Received: 0

Top 10 GM Forms Summary by Largest Quantity of Hazardous Waste Generated (All quantities are in tons)

Generated	Managed	Onsite Management Methods	Shipped	Offsite Management Methods
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Activity Location: NY Source Type: Biennial Report Seq. Number: 1 Receive Date: 26 FEB 1998 Report Cycle: 1997

Other/Previous Site Name: LOCKHEED MARTIN CORP

Location UNION TURNPIKE & LAKEVILLE RD
Address: NORTH HEMPSTEAD, NY 11040

Mailing Address: 2550 N HOLLYWOOD WAY 3RD FLOOR
BURBANK, CA 91505

Contact Person ROBERT C GILBERT
For Source (818) 847-0210
Information

Land Type: Bad code - U Non Notifier: No Commercial Availability: Other - U Tsd Date:
Accessibility: No. Employees: State District: NYSDEC R1

Notes: Update 10/03 to ensure Leg_Dist is associated with correct Counties

Regulated Waste Activities

Hazardous Waste Generator Status - Federal: Large Quantity Generator; State:

Transfer Facility:	Unknown	Used Oil Activities		
Other Hazardous Waste Generator Activities		Used Oil Transporter Activity	Off-Specification Used Oil Burner:	Unknown
Importer Activity:	Unknown	Transporter:	Unknown	
Mixed Waste Generator:	Unknown	Transfer Facility:	Unknown	Used Oil Fuel Marketer Activity
Transporter Activity:	Unknown	Used Oil Processor and/or Re-refiner Activity	Marketer who directs shipment off-specification used oil to off-specification used oil burner:	Unknown
TSD Activity:	No	Processor:	Unknown	
Recycler Activity:	Unknown	Refiner:	Unknown	Marketer who first claims the used oil meets the specifications:
Exempt Boiler and/or Industrial Furnace				Unknown
Small Quantity Onsite Burner Exemption:	Unknown	Underground Injection Control:	Unknown	Destination Facility for Universal Waste:
Smelting, melting, Refining Furnace Exemption:	Unknown			Unknown

Biennial Report Information

Total Quantity Reported (Tons): Generated: 191 Managed: 0 Shipped: 191 Received: 0

Top 10 GM Forms Summary by Largest Quantity of Hazardous Waste Generated (All quantities are in tons)

Generated	Managed	Onsite Management Methods	Shipped	Offsite Management Methods
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RCRA Site Detail

Report run on: February 19, 2004 - 2:45 PM

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NYR000043521 LOCKHEED MARTIN CORPORATION

Continued...

Top 10 GM Forms Summary - continued (All quantities are in tons)

Generated	Managed	Onsite Management Methods	Shipped	Offsite Management Methods
BAG FILTERS FROM GROUNDWATER REMEDIAL SYSTEM; BAG FILTERS 96%, CARBON 3% DICHOROETHYENE 3PPM				
0	0		0	H040 - INCINERATION
EPA Waste Codes: F001				
PERSONAL PROTECTIVE CLOTHING WITH ACTIVATED CARBON FROM HANDLING OF REMEDIATION SYSTEM.				
0	0		0	H040 - INCINERATION
EPA Waste Codes: D001				

Activity Location: NY Source Type: Notification Seq. Number: 1 Receive Date: 12 AUG 1997

Other/Previous Site Name: LOCKHEED MARTIN CORP

Location UNION TNPK & LAKEVILLE RD
Address: NORTH HEMPSTEAD, NY 11040

Mailing Address: 2550 N HOLLYWOOD WAY SUITE 301
BURBANK, CA 91505

Contact Person DAVID JENSEN 2550 N HOLLYWOOD WAY SUITE 301
For Source (818) 847-0792 BURBANK, CA 91505
Information

Owner (current) 68801 ROCKLEDGE DR Type: Private
LOCKHEED MARTIN CORP BETHESDA, MD 20817
From: To: Phone: (301) 897-6000

Land Type: Private Non Notifier: No Commercial Availability: Other - U Tsd Date:
Accessibility: No. Employees: State District: NYSDEC R1

Notes: Update 10/03 to ensure Leg_Dist is associated with correct Counties

Regulated Waste Activities

Hazardous Waste Generator Status - Federal: Large Quantity Generator; State:

Transfer Facility: Unknown

Used Oil Activities

Other Hazardous Waste Generator Activities

Importer Activity: Unknown
Mixed Waste Generator: Unknown

Transporter Activity: No
TSD Activity: No
Recycler Activity: No

Exempt Boiler and/or Industrial Furnace

Small Quantity Onsite Burner Exemption: Unknown
Smelting, melting, Refining Furnace
Exemption: Unknown

Used Oil Transporter Activity Off-Specification Used Oil Burner: No

Transporter: No
Transfer Facility: No

Used Oil Fuel Marketer Activity
Marketer who directs shipment
off-specification used oil to
off-specification used oil burner: No

Used Oil Processor and/or
Re-refiner Activity
Processor: No
Refiner: No

Marketer who first claims the used
oil meets the specifications: No

Underground
Injection Control: No Destination Facility for
Universal Waste:

Description of Hazardous Wastes (as reported on Site Identification Form)

EPA Waste Codes: D000, D001, D002, D003, D004, D005, D007, D008, D009, D011, D019, D022, F001, F002, F003, F005, P012, P098, U028, U069, U080, U112, U135, U159, U213, X001, X003

* End of Report *

ANTECH[®]
D I A G N O S T I C S

1111 Marcus Avenue • Suite M28 • Lake Success, NY 11042 • (800) 872-1001 • (516) 326-3900

abdoal

May 26, 2011

Mr. George C. Meyer, P. E., Chief
Hazardous Waste Compliance Branch
U.S. Environmental Protection Agency
Region 2
290 Broadway
New York, NY 10007-1866

2011 MAY 27 PM 12:13
RCRA COMP. BR.
ENVIRONMENTAL PROTECTION
AGENCY, REGION II

Re: Notice of Violation - Antech Diagnostics
EPA ID# NYR000122648

Dear Mr. Meyer:

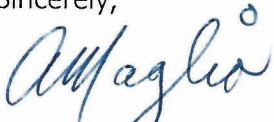
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In answer to 1(a) (b) (c), we have taken the following proactive measures regarding the disposal of the spent gram stains:

- We had immediately purchased and installed a sink to accommodate the 16 gallon hazardous waste container with safety funnel now used to collect the spent gram stains in the Microbiology Department.
- Simultaneously we ordered a 16 gallon hazardous waste container and profiled the waste stream with PSC / Chemical Pollution Control.
- PSC / Chemical Pollution Control commenced pick-ups on 5/5/11. Going forward, the 16 gallon hazardous waste container is picked up weekly by PSC / Chemical Pollution Control.

If you require any further information, please contact me directly at 516-326-3939.

Sincerely,



Ann Maglio
Human Resources Manager



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 2
290 BROADWAY
NEW YORK, NY 10007-1866

MAY 16 2011

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

Article number: 7005 3110 0000 5939 5431

Ann Maglio, Human Resources Manager
Anatech Diagnostics-Suite M 28
1111 Marcus Avenue
Lake Success, NY 11042

**Re: Notice of Violation
Anatech Diagnostics
EPA ID # NYR000122648**

Dear Ms. Maglio:

This Notice of Violation is issued pursuant to Section 3008 of the Solid Waste Disposal Act, as amended by the Resource Conservation and Recovery Act (RCRA) of 1976 and the Hazardous and Solid Waste Amendments (HSWA) of 1984, 42 U.S.C. §§ 6901, 6928.

Pursuant to RCRA, as amended by HSWA, the U. S. Environmental Protection Agency (EPA) promulgated rules, regulations, and standards governing the handling and management of hazardous waste as set forth in 40 C.F.R. Parts 260-272.

For the purposes of this Notice of Violation, the hazardous waste regulations governing the generation of hazardous waste were promulgated in 1980 and amended by HSWA in 1984.

The State of New York is authorized by EPA to conduct a hazardous waste program under Section 3006 of RCRA, 42 U.S.C. § 6926 and is authorized to enforce RCRA. EPA has retained its authority to enforce the hazardous waste rules and regulations in the State of New York.

On or about **April 12, 2011**, a Compliance Evaluation Inspection (CEI) was conducted at Anatech Diagnostics-Suite M 28, 1111 Marcus Avenue, Lake Success, NY 11042. From a manifest review and from discussion with facility personnel at the opening conference, it was determined that the facility is a Large Quantity Generator (LQG).

As a result of the CEI, the following violations of the RCRA regulations were found:

1. (a) Pursuant to 6 NYCRR 372.2 (a), a generator must make a determination as to whether or not his solid waste is a hazardous waste.

(b) At the time of the inspection, the facility was disposing of its spent gram's stain generated in its microbiology laboratory in the sewer. The facility was unable to demonstrate that this waste was not a hazardous waste.

(c) Anatech Diagnostics' failure to make a determination of the chemicals as stated in paragraph "1 (b)" is a violation of 6 NYCRR 372.2 (a).

2. (a) Pursuant to 6 NYCRR § 373-3.9 (d) (1), all containers holding hazardous waste must be closed during storage except when it is necessary to add or remove waste..

(b) At the time of the inspection, there was one container (55gallon) holding hazardous waste in the staining area of the histology laboratory and that container was open but no waste was being added or removed.

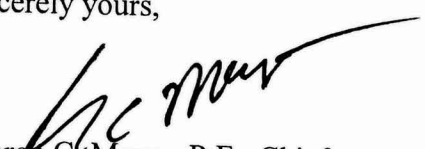
(c) Anatech Diagnostics' failure to close the container as stated in paragraph "2 (b) is a violation of 6 NYCRR § 373-3.9 (d)(1).

The second violation was corrected at the time of the inspection. For the first violation, please submit within thirty (30) days of the receipt of this correspondence, a response which includes [1] a description of the actions you have taken to correct the violation described above, [2] documentation demonstrating that the violation has been corrected.

Failure to comply and submit the documentation requested in this Notice of Violation may subject you and/or your company to the enforcement provisions of Section 3008 of RCRA, 42 U.S.C. § 6928.

If you have any questions regarding this letter, please contact Mr. Abdool Jabar at 212 637-4051.

Sincerely yours,


George C. Meyer, P.E., Chief
Hazardous Waste Compliance Branch

cc: Russ Brauksieck, Supervisor
Hazardous Waste Compliance Unit
New York State Department of Environmental
Conservation



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 2
290 BROADWAY
NEW YORK, NY 10007-1866

MAY 16 2011

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

Article number: 7005 3110 0000 5939 5431

Ann Maglio, Human Resources Manager
Anatech Diagnostics-Suite M 28
1111 Marcus Avenue
Lake Success, NY 11042

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Anatech Diagnostics
EPA ID # NYR000122648**

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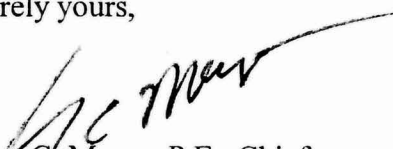
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If you have any questions regarding this letter, please contact Mr. Abdool Jabar at 212 637-4051.

Sincerely yours,


George C. Meyer, P.E., Chief
Hazardous Waste Compliance Branch

cc: Russ Brauksieck, Supervisor
Hazardous Waste Compliance Unit
New York State Department of Environmental
Conservation

bcc: A. Jabar
RCRA files 



INSPECTION FORM

Region:

CESQG
SQG
GENERATOR ☒
TSDF
OTHER
NONREGULATED
UNANNOUNCED
ANNOUNCED

NEW YORK STATE INDUSTRIAL HAZARDOUS WASTE MANAGEMENT ACT
(Chapter 639, Laws of 1978)

Prepared for:

Commissioner
NEW YORK STATE DEPARTMENT OF
ENVIRONMENTAL CONSERVATION

Send to:

NYSDEC
Division of Solid & Hazardous Materials
Inspection & Compliance Section
625 Broadway, 9th Floor
Albany, New York 12233-7251

Attach company business card here or
attach letterhead as last page.

EPA I.D. NUMBER: NYR000122648

COMPANY NAME (Corporate): Antech Diagnostics
(Division): _____

COMPANY MAILING ADDRESS: 1111 Marcus Avenue

City & State New Hyde Park, NY Zip Code 11042

COMPANY LOCATION ADDRESS: _____

(if different than mailing) _____

City & State _____ Zip Code _____

COUNTY _____

COMPANY TELEPHONE NUMBER: (516) 326-3939 Ext. _____ Fax #: _____

NAME OF COMPANY CONTACT: Ms. Ann Maglio

TITLE OF COMPANY CONTACT: Human Resources Manager

EMAIL ADDRESS OF CONTACT: ann.maglio@antechmail.com

INSPECTION DATE: 4/12/2011 TIME OF INSPECTION: 9:00 AM

INSPECTOR'S NAME: Abdool Hassan Jabar

NAME: _____

REPORT PREPARED BY: Abdool Hassan Jabar DATE: 4/19/2011

REPORT APPROVED BY: _____ DATE: 5/11/11

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ATTACHMENTS

Attachment 1
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Facility Name Antech Diagnostics:
EPA I.D. No. NYR000122648
Date of Inspection: 4/12/2011

Part I

General Information and Classification of Facility

I. Identification of Hazardous Waste - 371

- | | <u>Yes</u> | <u>No</u> |
|--|------------|-----------|
| A. Facility generates and/or stores hazardous waste on-site. | <u>X</u> | |
| (1) <u>X</u> The generator has determined if his solid waste is hazardous waste based on: | | |
| a. <u>X</u> knowledge of the waste; | | |
| b. <u>X</u> testing of the waste. | | |
| (2) <u>X</u> The material has the characteristics of: | | |
| (<u>X</u>) Ignitability (D001) - 371.3(b) | | |
| (<u>X</u>) Corrosivity (D002) - 371.3(c) | | |
| (<u>X</u>) Reactivity (D003) - 371.3(d) | | |
| (<u>X</u>) Toxicity (D004 - 043) - 371.3(e) | | |
| (3) <u>X</u> The material is listed in the regulations as a hazardous waste from non-specific sources (F-Waste). 371.4(b). | | |
| (4) _____ The waste is listed in the regulations as a hazardous waste from specific sources (K-Waste). 371.4(c). | | |
| (5) <u>X</u> The material is listed in the regulations as an acute hazardous waste (P-Waste). 371.4(d)(5). | | |
| (6) <u>X</u> The material or product is listed in the regulations as a discarded commercial chemical product, off-specification species or manufacturing chemical intermediate (U-Waste). 371.4(d)(6). | | |
| (7) _____ The material is listed in the regulations as a waste containing PCBs (B-Waste). 371.4(e). | | |

- B. If the facility is a treatment, storage or disposal facility, have they:

N/A Submitted a Part A application.

N/A Submitted a Part 373 permit application.

N/A Been granted a Part 373 permit* expiration date: _____

*Complete Appendix C - indicate compliance status with permit conditions.

- C. N/A Has the facility signed a consent order to resolve violations found during a previous inspection?**

**Complete Appendix D and indicate compliance with conditions of the order.

II. Exemptions

A. Generator Exemptions

- (1) N/A Not a regulated handler
- (2) N/A Samples collected for testing - 372.1(e)(5).
- (3) N/A Residues of hazardous waste in empty containers - 372.1(e)(6).
- (4) N/A A hazardous waste which is generated in a product or raw material storage tank, transport vehicle or vessel, pipeline, or in a manufacturing process unit or an associated non-waste treatment manufacturing unit is not subject to regulation until it exits the unit in which it was generated, unless the unit is a surface impoundment, or unless the hazardous waste remains in the unit more than 90 days after the unit ceases to be operated, manufacturing, or for storage or transportation. - 372.1(e)(7)(i).

B. TSD Exemptions

- (1) N/A Storage of hazardous waste that is generated on-site in containers or tanks for a period not exceeding 90 days. - 373-1.1(d)(1)(iii).
- (2) N/A Storage of liquid hazardous waste in containers (>185 gallons) or tanks generated on-site over the designated sole source aquifers for a period not exceeding 90 days. - 373-1.1(d)(1)(iv).
- (3) N/A The on-site storage and treatment of hazardous waste by generators that generate less than 100 kilograms of hazardous waste in any calendar month and store less than 1,000 kilograms. - 373-1.1(d)(1)(v).
- (4) N/A The storage and recycling of the recyclable materials identified in subparagraphs 371.1(g)(1)(iii) and (iv) of this title - 373-1.1(d)(1)(vi).
- (5) N/A The storage of the following recyclable materials is exempt from permitting provided that Subpart 374-1 is complied with. (NOTE: Subpart 374-1 will require that the facility also complies with selected sections of this Part.) - 373-1.1(d)(1)(vii):
 - (a) N/A recyclable materials used in a manner constituting disposal (see section 374-1.3);
 - (b) N/A hazardous wastes burned for energy recovery in boilers and industrial furnaces that are not regulated under section 373-2.15 or 373-3.15 of this Title (see section 374-1.8);
 - (c) N/A recyclable materials from which precious metals are reclaimed (see section 374-1.6);
 - (d) N/A spent lead-acid batteries that are being reclaimed (see section 374-1.7).

- (6) N/A The recycling of hazardous wastes is exempt from permitting provided 373-2.2(c) (identification number), 373-2.5(b) or 373-3.5(b) (manifest requirement), and clause 373-1.1(d)(1)(viii)(d) are complied with. (Storage prior to recycling is not exempt under this subparagraph.) In addition, 373-1.1(d)(1)(viii):
- (a) N/A This exemption is available to:
- (1) N/A Commercial facilities that reclaim precious metals, as defined in 374-1.6 of this Title;
- (2) N/A Mobile or transportable commercial facilities which operate on the generator's site, if a containment area, meeting the requirements of 373-2.9(f), is provided for the reclaiming facility and any associated, temporary container holding or storage area.
- (b) N/A This exemption is not available to any units, other than boilers and industrial furnaces, that burn hazardous wastes for energy recovery.
- (c) N/A Exempted processes that recycle the hazardous wastes listed in 2B(5)(a-d) must comply with Part 374 of this Title in lieu of the requirements specified in this subparagraph. (Note: Part 374 will require that the facility also complies with selected sections of this Part.)
- (d) N/A Owners or operators of facilities subject to RCRA permitting requirements with hazardous waste management units that recycle hazardous waste are subject to the requirements of sections 373-2.27, 373-2.28, 373-3.27 and 373-3.28 of this Part.
- (7) N/A The on-site treatment of hazardous waste, by the generator, in the same tanks or containers used for accumulation and storage is exempt provided the generator complies with Part 373-1.1(d)(1)(iii) and (iv) and Part 372.2(c)(4). Any treatment or placement of hazardous waste in a manner that constitutes land disposal, as defined in subdivision 370.2(b), does not qualify for this exemption - 373-1.1(d)(1)(ix).
- (8) N/A Totally enclosed treatment facility - 373-1.1(d)(1)(xi).
- (9) N/A Elementary neutralization units or wastewater treatment units, as defined in Part 370 of this Title - 373-1.1(d)(1)(xii).
- (10) N/A Accumulation areas - 373-1.1(d)(1)(xiv).
- (11) N/A A transporter storing manifested shipments of hazardous waste in containers at a transfer facility for a period of ten calendar days or less - Complete Part VII - 373-1.1(d)(1)(xv).

III. Hazardous Waste Generation/Treatment/Storage/Disposal

- A. Describe only the activities that result in the generation of hazardous waste. Include manufacturing processes that generate hazardous waste. [Do not include hazardous waste treatment processes.]

N/A This facility is a veterinary diagnostic center for the Northeastern United States. For some tests, it is the only facility in the US that performs those tests. The facility generates most of its hazardous waste from the histology laboratory. Some hazardous waste is also generated from building maintenance.

- B. Describe any on-site hazardous waste treatment processes that result in the generation of hazardous waste (exempt and/or non-exempt). Include process diagrams if available.

None

- C. Identify the hazardous wastes that are on-site, the quantity of each, the storage method, the type and size of containers or tanks used and their location in the storage area. (Be as specific as possible.)

- (1) Accumulation Areas [NOTE: Waste in accumulation areas must be included as part of the total quantity of waste on-site]:

There was one 55 gallon container accumulating hazardous waste in the histology processing room. There was another 55 gallon container accumulating hazardous waste in the stainer area.

The hazardous waste generated are spent solvent and stains (F003, D001)

- (2) Container Storage Areas for CESQG, SQG or Generator:

None

- (3) Tank Storage Areas for CESQG, SQG or Generator:

(4) Interim Status/Permitted Container Storage Areas:

N/A

(5) Interim Status/Permitted Tank Storage Areas:

N/A

(6) Treatment, storage or disposal units such as surface impoundments, landfills, waste piles or incinerators:

N/A

IV. Status Identification:

A. **Generator Status**

- (1) ☐ Conditionally Exempt Small Quantity Generator (CESQG) - generates less than 100 kg/mo of non-acute hazardous waste or 1 kg/mo of acute hazardous waste. Complete Part III - 372.1(f)(6), 371.1(f)(7).
- (2) ☐ Small Quantity Generator (SQG) - generates more than 100 kg/mo but less than 1,000 kg/mo of non-acute hazardous, and accumulates no more than 6,000 kg of non-acute hazardous waste on-site. Complete Part IV - 372.2(a)(8)(iii).
- (3) ☒ Generator - generates more than 1,000 kg/mo of non-acute hazardous waste or generates more than 1 kg of acute hazardous waste in a calendar month. Complete Part V - 372.2(a)(8)(ii).

B. **Treatment, Storage or Disposal Facility (TSDF)**

- (1) ☐ Hazardous waste is stored greater than 90 days.*,**
- (2) ☐ Hazardous waste is received from off-site and not beneficially used, reused or legitimately recycled or stored.*
- (3) ☐ Hazardous waste is treated on-site in non-exempt units.*
- (4) ☐ Hazardous waste is disposed of on-site.*

* (If checked Complete Part VI and/or appropriate Appendices)

** (Do not complete for generators only that have exceeded the 90 day storage limit.)

C. Transporter Status

Yes

No

X

Transporter operates a 10-day transfer facility.

If Yes, Complete Part VII

Permit No. _____

D. Universal Waste Handler

- (1) X Small Quantity Handler - company accumulates no more than 5,000 kg total of universal waste at any time - Complete Appendix L-1.
- (2) _____ Large Quantity Handler - Company accumulates 5,000 kg or more of universal waste at any time - Complete Appendix L-2.
- (3) _____ Universal Waste Managed On-Site (list type and quantity).

E. RCRA Air Emission Rule (Subpart AA/BB/CC)

Is facility subject to RCRA Air Emission Rules (Subpart AA/BB/CC)?

X If Yes, Complete Appendix-X.

_____ If No, Please explain:

Facility is complying with DOT regulations for containers.

F. (c)(7) Notification - 371.1(c)(7)

Viol

OK

_____ The facility has filed a (c)(7) notification with the Department. The notification contains all the information as required by 371.1(c)(7).

_____ Yes, List what notice is for:

N/A

_____ If No, Please explain:

N/A

Part II

Comments, Conclusions and Recommendations Section

Facility Name: Antech Diagnostics:

EPA I.D. No.: NYR000122648

Date of Inspection¹: 4/12/2011

A. Facility closed.

B. Was an Exit Interview conducted' x Yes No
If so, with whom? Ms. Ann Maglio

C. Regional Recommendations: If you believe that the facility should be considered a Significant Non-Complier please e-mail this Part II or call your central office reviewer to discuss the case prior to the submittal of the inspection report to Central Office for enforcement action.

 No violations found. Thank you letter should be issued.


 x A Notice of Violation (NOV) letter should be issued.

 Violations Resolved letter should be issued.

 A complaint should be issued and a fine levied.

Inspector Abdool Jabar

Date 4/18/2011

Reviewer (preferably supervisor) 

Date 4/11/11

D. Regulations Violated and Description of Facts and Evidence to Support Each Violation:

The Department has the burden of proof in every instance. Please **number each violation** and provide **the citation, description of the citation as well as detailed facts and a description** for each violation. Include ALL information and supporting documentation necessary to prove the violation existed, including number of drums, location of drums, waste codes, verbal admissions, description of leaking/open containers and specified waste stored in that container, etc. Photographs and/or diagrams with actual field measurements are generally required to document many violations such as aisle space. Do not base any violations upon an assumption.

¹ The date is the first day of the inspection. For SNC cases, the Region is to send a referral to the Central Office within 30 days of the initial day of inspection for 90% and within 60 days of the initial day of inspection for 98% of the Class 1's. The Central Office is to be notified about and kept informed on all cases that will not be referred within 60 days.

²For NOV cases, a warning letter should be sent to the facility within 30 days from the initial date of

NOT FOR RELEASE TO COMPANY, PROTECTED INFORMATION

inspection for 90% of the cases and within 60 days for all remaining cases.

Part II

Facility Name: Antech Diagnostics:

EPA I.D. No.: NYR000122648

Date of Inspection': 4/12/2011

Regulations Violated and Description of Facts and Evidence to Support Each Violation:

1. 6 NYCRR Part 372.2(a)(2) requires that a generator make a determination as to whether or not his solid waste is a hazardous waste. One of the components of the stain is made up of about 95 % acetone and alcohol

At the time of the inspection, Antech had not made a determination as to whether the spent gram's stain generated in the microbiology is a hazardous waste or not.

2. 6 NYCRR Part 373-3.9(d)(1) requires that all containers when not in use should be closed.

At the time of the inspection, Antech had one open container in its histology staining satellite accumulation area .

Indicate:
X Violations

Indicate:
X Satisfactory
NA Not Applicable

Company Name: Antech Diagnostics:

EPA ID# No.: NYR000122648

Inspection Date: 4/12/2011

Part V

LARGE QUANTITY GENERATOR

The generator who generates 1,000 kilograms or more per month of non-acute hazardous waste or generates greater than 1 kg per month of acute hazardous waste has complied with the following:

1. General Requirements

(a) X The generator has made a determination as to whether or not his solid waste is a hazardous waste - 372.2(a)(2).

(b) The generator has obtained an EPA identification number - 372.2(a)(3). X

2. Accumulation Area Requirements - 372.2(a)(8)(i)

(a) The containers appear to be in good condition and are not in danger of leaking - 373-3.9(b). X

(b) Hazardous waste is stored in containers made of compatible materials - 373-3.9(c). X

(c) X All containers except those in use are closed - 373-3.9(d)(1).

(d) Containers holding hazardous waste must not be opened, handled or stored in a manner which may rupture the containers or cause them to leak - 373-3.9(d)(2). X

(e) Containers are marked with the words "Hazardous Waste" and with other words that identify the contents of the containers - 372.2(a)(8)(i)(a)(2). X

(f) Hazardous waste may be accumulated in excess of 55 gallons or 1 quart of acutely hazardous waste at or near the point of generation provided that Section 372.2(a)(8)(ii) requirements are met within 3 days, and the container holding the excess accumulation is marked with the date the excess amount began accumulating - 372.2(a)(8)(i)(b). X

3. 90 Day Storage - 372.2(a)(8)(ii)

(a) All wastes in **containers and tanks** are shipped off-site to an authorized treatment, storage or disposal facility (TSDF) in 90 days or less - 372.2(a)(8)(ii). X

(b) The date upon which each period of accumulation begins is clearly marked and visible for inspection on each **container and tank** - N/A

372.2(a)(8)(ii), 373-1.1(d)(1)(iii)(c)(2), 373-1.1(d)(1)(iv)(d).

- (c) _____ The containers appear to be in good condition and are not in danger of leaking. (If containers are leaking, describe the type, condition, contents and number that are leaking or corroded. Be detailed and specific) - 373-3.9(b). N/A
- (d) _____ Hazardous waste is stored in containers made of compatible materials - 373-3.9(c). (If not, please explain.) N/A
- (e) _____ All containers except those in use are closed - 373-3.9(d)(1). N/A
- (f) _____ Containers holding hazardous waste must not be opened, handled or stored in a manner which may rupture the containers or cause them to leak - 373-3.9(d)(2). N/A
- (g) _____ Each container is marked with the words "Hazardous Waste" and with other words to identify the contents - 373-3.9(d)(3). N/A
- (h) _____ The containers and storage area are inspected at least weekly - 373-3.9(e). N/A
- (i) _____ The generator complies with the following special requirements for storage of ignitable or reactive wastes - 373-3.9(f):
- (1) _____ Containers holding ignitable or reactive waste are located at least 15 meters (50 feet) from the facility property line - 373-3.9(f). N/A
- (2) _____ Generator has taken precautions to prevent accidental ignition or reaction of ignitable or reactive waste by separating and protecting such waste from sources of ignition or reaction - 373-3.2(h)(1). N/A
- (3) _____ Generator has placed "No Smoking" signs conspicuously wherever there is a hazard from ignitable or reactive waste - 373-3.2(h)(1). N/A
- (j) _____ The generator complies with the following special requirements related to incompatible wastes - 373-3.9(g):
- (1) _____ Incompatible wastes, or incompatible wastes and materials, are not placed in the same container, or in an unwashed container that previously held an incompatible waste or material unless the placement is conducted to prevent the following - 373-3.9(g)(1) & (2):
- (a) _____ the generation of extreme heat or pressure, fire N/A

- or explosion, or violent reaction - 373-3.2(h)(2)(i);
- (b) _____ production of uncontrolled toxic mists, fumes, dusts or gases in sufficient quantities to pose a risk of fire or explosions - 373-3.2(h)(2)(ii); N/A
- (c) _____ production of uncontrolled flammable fumes or gases in sufficient quantities to pose a risk of fire or explosions - 373-3.2(h)(2)(iii); N/A
- (d) _____ damage to the structural integrity of the device or facility containing the waste - 373-3.2(h)(2)(iv); or N/A
- (e) _____ a threat to human health or the environment - 373-3.2(h)(2)(v). N/A
- (2) _____ Containers holding a hazardous waste that is incompatible with any waste or other materials stored nearby in other containers, piles, open tanks, or surface impoundments must be separated from the other materials or protected from them by means of a dike, berm, wall, or other device - 373-3.9(g)(3). N/A
- (k) _____ The owner or operator shall manage all hazardous waste placed in containers in accordance with the applicable requirements of sections 373-3.27, 373-3.28 and 373-3.29 of the Subpart - 373-3.9(h). N/A
- (l) _____ Special requirements for generators that store greater than 185 gallons
- (1) _____ The container storage areas are within a secondary containment system designed and operated in accordance with the following* - 373-1.1(d)(1)(iv)(f): N/A
- (a) _____ The base under the containers must be free of cracks or gaps and sufficiently impervious to contain collected material until it is removed - 373-2.9(f)(1)(i). N/A
- (b) _____ The base must be sloped or the containment system otherwise designed and operated to drain and remove liquid unless the containers are elevated or protected from contact with accumulated liquids - 373-2.9(f)(1)(ii). N/A
- (c) _____ The containment system must have sufficient capacity to contain 10 percent of the volume of containers or the volume of the largest container, whichever is greater. Containers that do not contain free liquids are not considered in this determination - 373-2.9(f)(1)(iii). N/A
- (d) _____ Run-on is prevented unless the system has sufficient excess capacity over that required in (3) - 373-2.9(f)(1)(iv). N/A
- (e) _____ Accumulated waste and precipitation must be removed as necessary to prevent overflow - 373-2.9(f)(1)(v). N/A

* This requirement does not apply to generators of liquid hazardous waste over a sole source aquifer if the container storage volume does not exceed 185 gallons.

Indicate:
X Violations

Indicate:
X Satisfactory
NA Not Applicable

(2) _____ The generator of liquid hazardous waste over a sole source aquifer has a written closure plan - 373-3.7(c)(1). X

(3) _____ The closure plan identifies the steps necessary to perform partial and/or final closure of the facility at any point during its active life. The closure plan must contain the information required by 373-3.7(c)(2)(i) - (vii)** - 373-3.7(c)(2). X

** If a violation is checked, please attach a sheet listing the deficiencies in the closure plan.

4. Tank Storage Requirements - 373-3.10

1. _____ Generators must complete Appendix E, except for 373-3.10(h)(3) Items 9C1 through 5. In addition, 373-3.7 and 3.8 which are cross-referenced do not apply except for 373-3.7(b) and (e).
2. _____ Generators over sole-source aquifers complete Appendix E, except for 373-3.10(h)(3), Items 9C1 through 5 and 373-3.8 (financial requirements).

5. Manifest, Reporting and Recordkeeping Requirements

(a) _____ Hazardous waste is shipped off-site with an accompanying manifest (prepared on EPA Form 8700-22 and if required continuation form - 8700-22A) - 372.2(b)(5)(i). X
If violation is checked, please provide details.

(b) List the frequency of shipments and the amount of waste per shipment.

2 to 3 drums (55 gal) per week

(c) _____ The transporter has a valid Part 364 permit or is otherwise authorized to transport the waste to the designated facility - 372.2(b)(5)(ii). X

(d) _____ The generator offers for shipment or ships hazardous waste to an authorized facility. - 372.2(b)(5)(iii). X
If violation is checked, please provide details.

(e) Each manifest is completed in accordance with the instructions found in Appendix 30 of Part 372 - 372.2(b)(1).

Note: Please check items under Generator, Trans1, Trans 2 and TSDF if in violation. If any of these items is checked then that row will be checked Violation. If none of these items is checked then that row will be checked Satisfactory.

Indicate:
X Violations

Indicate:
X Satisfactory
NA Not Applicable

	Generator	Trans 1	Trans 2	TSDf	
(1)	Name of _____	_____	_____	_____	<u>X</u>
(2)	EPA ID No. of _____	_____	_____	_____	<u>X</u>
(3)	Mailing Address of _____	_____	_____	_____	<u>X</u>
(4)	Telephone No. of _____	_____	_____	_____	<u>X</u>
(5)	_____ Manifest Tracking #				<u>X</u>
(6)	_____ Emergency Response Phone [box 3].				<u>X</u>
(7)	_____ The proper USDOT Description [box 9b].				<u>X</u>
(8)	The appropriate:				
	(a) _____ container number and type [box 10].				<u>X</u>
	(b) _____ quantity [box 11].				<u>X</u>
	(c) _____ waste type by units of weight or volume [box 12].				<u>X</u>
	(d) _____ waste codes [box 13]				<u>X</u>
(9)	_____ Signed certification that the materials are properly classified, described, packaged, marked and labeled, and are in proper condition for transportation under regulations of the USDOT and NYSDEC.				<u>X</u>
(10)	_____ The generator has used the appropriate manifest				<u>X</u>
(f)	_____ For each hazardous waste listed in box 9 of the manifest, confirm with the designated facility what the ultimate disposal method will be for that waste. If the receiving TSD facility is not providing the ultimate disposal of the hazardous waste, the generator must provide a waste code in box 13 of the manifest to designate the ultimate disposal method of the waste using one of following state codes: - 372.2(b)(2)(ii).				<u>X</u>
	L = Landfill				
	B = Incineration, heat recovery, burning				
	T = Chemical, physical, or biological treatment				
	R = Material recovery of more than 75 percent of the total material.				
(g)	The generator has received signed copies (from TSD Facility) of all manifests for wastes shipped off-site more than 45 days ago:				
	_____ If not, exception reports have been submitted covering these shipments - 372.2(c)(3)				<u>X</u>
(h)	The generator must - 372.2(b)(3):				
	(1) _____ sign the manifest certification by hand - 372.2(b)(3)(i); and				<u>X</u>
	(2) _____ obtain the handwritten signature of the initial transporter and date of acceptance on the manifest - 372.2(b)(3)(ii); and				<u>X</u>

- (3) _____ distribute copies of the manifest to both the generator State and the destination State (If different from the generator State), making legible photocopies as necessary, postmarked within ten (10) calendar days of shipment date. The generator must give the transporter the remaining copies of the manifest - 372.2(b)(3)(iii). X
- (i) For international shipments the generator has done the following - 372.2(b)(4)(i):
- (1) _____ The EPA and the Department have been notified 60 days prior to shipment of the hazardous waste destined for treatment, storage or disposal outside the United States - 372.5(c)(1). N/A
- (2) _____ Primary exporters of hazardous waste must file with the Administrator and the Department no later than March 1 of each year, a report summarizing the types, quantities, frequency, and ultimate destination of all hazardous waste exported during the previous calendar year - 372.5(f)(1). N/A
- (j) _____ The generator has complied with the requirements for shipping by rail or water (bulk) found in Section 372.7 - 372.2(b)(4)(iii). N/A
- (k) _____ A copy of each manifest has been kept for at least three years from the date the waste was accepted by the initial transporter - 372.2(c)(1)(i). X
- (l) _____ A copy of each Annual Report and Exception Report must be kept for a period of at least three years from the due date of the report - 372.2(c)(1)(ii). X
- (m) _____ A generator must keep records of any test results, waste analyses, or other determinations made in accordance with Part 372.2(a)(2) for at least three years - 372.2(c)(1)(iii). X
- (n) _____ All records required under subdivision 372.2(c) were furnished upon request, or made available at a reasonable time for inspection - 372.2(c)(1)(iv). X
- (o) _____ There is confirmation by written communication from the designated treatment, storage or disposal facility and alternate treatment, storage or disposal facility that it is authorized to handle the particular hazardous waste described on the manifest- 372.2(b)(2)(i). X
- (p) _____ There is written communication that the designated transporter is authorized to deliver the waste to the facility on the manifest - 372.2(b)(2)(iii). X
- (q) _____ A generator who ships hazardous waste off-site to a treatment, storage or disposal facility located within the United States must submit an Annual Report on forms specified by the Commissioner - 372.2(c)(2). X

6. Personnel Training - 373-3.2(g)

- (a) The following documents and records are maintained at the facility - 373-3.2(g)(4):
- (1) _____ the job title for each position at the facility related to hazardous waste management and name of the employee filling each job - 373-3.2(g)(4)(i); X
 - (2) _____ a written job description for each position - 373-3.2(g)(4)(ii); X
 - (3) _____ a written description of the type and amount of both introductory and continuing training that will be given to each person related to hazardous waste management - 373-3.2(g)(4)(iii); and X
 - (4) _____ records that document that the training or job experience required has been given to and completed by facility personnel - 373-3.2(g)(4)(iv). X
- (b) The training program is directed by a person trained in hazardous waste management procedures and must include instruction which teaches facility personnel hazardous waste management procedures (including contingency plan implementation) relevant to the positions in which they are employed. The components are - 373-3.2(g)(1)(i), (ii) and (iii):
- (1) _____ Procedures for using, inspecting, repairing and replacing facility emergency and monitoring equipment; X
 - (2) _____ Key parameters for automated waste feed cutoff systems; N/A
 - (3) _____ Communications or alarm systems; X
 - (4) _____ Response to fires and explosions; X
 - (5) _____ Response to groundwater contamination incidents; and N/A
 - (6) _____ Shutdown of operations. X
- (c) _____ Facility personnel have successfully completed the program by the effective date of these regulations or six months after the date of their employment - 373-3.2(g)(2). X
- (d) _____ Facility personnel have taken part in an annual review of the initial training required - 373-3.2(g)(3). X
- (e) _____ Training records on current personnel have been kept permanently at the facility (until closure) - 373-3.2(g)(5). X
- (f) _____ Training records on former employees have been kept for at least three years from the date the employee X

Indicate:
X Violations

Indicate:
X Satisfactory
NA Not Applicable

last worked at the facility - 373-3.2(g)(5).

7. Preparedness and Prevention - 373-3.3

- (a) The facility is maintained and operated to minimize the possibility of a fire or explosion, or any unplanned sudden or non-sudden release of hazardous waste or hazardous waste constituents to air, soil or surface water - 373-3.3(b). X
- (b) The facility must be equipped with the following, unless none of the hazards posed by waste handled at the facility could require a particular kind of equipment specified below - 373-3.3(c):
- (1) An internal communication or alarm system capable of providing immediate emergency instruction (voice or signal) to facility personnel - 373-3.3(c)(1); X
- (2) A device, such as a telephone (immediately available at the scene of operations) or a hand-held, two-way radio capable of summoning emergency assistance from local police departments, fire departments, or emergency response teams - 373-3.3(c)(2); X
- (3) Portable fire extinguishers, fire control equipment, spill control equipment and decontamination equipment - 373-3.3(c)(3); and X
- (4) Water at adequate volume and pressure to supply water hose streams, or foam-producing equipment, or automatic sprinklers, or water spray systems - 373-3.3(c)(4). X
- (c) Facility communications or alarm systems, fire protection equipment, and spill control equipment are tested and maintained as necessary to assure their proper operation in time of emergency - 373-3.3(d). X
- (d) Personnel involved in hazardous waste operations have immediate access to an internal alarm or emergency communication device either directly or through visual or voice contact with another employee - 373-3.3(e). X
- (e) The owner or operator must maintain aisle space to allow the unobstructed movement of personnel, fire protection equipment, spill control equipment, and decontamination equipment to any area of facility operation in an emergency unless aisle space is not needed for any of these purposes - 373-3.3(f). X
- (f) The facility owner or operator has attempted to make the following arrangements as appropriate with local authorities for the type of waste handled at the facility and the potential need for the services of these organizations - 373-3.3(g)(1):
- (1) Arrangements to familiarize police, fire departments and emergency response teams with the functions and layout of the facility - 373-3.3(g)(1)(i); X
- (2) Where more than one police and fire department might X

respond to an emergency, an agreement designating primary emergency authority to a specific police and a specific fire department, and agreements with any others to provide support to primary emergency authority - 373-3.3(g)(1)(ii);

(3) _____ Agreements with State emergency response teams, emergency response contractors, and equipment suppliers - 373-3.3(g)(1)(iii); and X

(4) _____ Arrangements to familiarize local hospitals with the properties of hazardous waste handled at the facility and the types of injuries or illnesses which could result from fires, explosions or releases at the facility - 373-3.3(g)(1)(iv). X

(g) _____ Where state or local authorities decline to enter into such arrangements, the owner or operator has documented the refusal in the operating record - 373-3.3(g)(2). N/A

8. Contingency Plan - 373-3.4

(a) _____ The facility has a contingency plan or some other emergency plan which incorporates hazardous waste management - 373-3.4(b)(1). X

(b) _____ If the facility has a Spill Prevention, Control, and Countermeasure Plan (SPCC) or some other emergency plan, that plan need only be modified to incorporate hazardous waste management provisions that are sufficient to comply with the Contingency plan requirements - 373-3.4(c)(2). X

(c) _____ The following are included in the contingency plan - 373-3.4(c):

(1) _____ A description of the actions facility personnel must take in response to fires, explosions or any unplanned sudden or non-sudden releases of hazardous waste or hazardous waste constituents to air, soil or surface water; 373-3.4(c)(1). X

(2) _____ A description of arrangements agreed to by local police departments, fire departments, hospitals, contractors, and State and local emergency response teams to coordinate emergency services; 373-3.4(c)(3). X

(3) _____ Names, addresses and office and home phone numbers of all persons qualified to act as emergency coordinator; 373-3.4(c)(4). X

(4) _____ An up-to-date list of all emergency equipment at the facility, and decontamination equipment, where this equipment is required; 373-3.4(c)(5). X

(5) _____ The location and a physical description of each item on the list, and a brief outline of its capabilities; 373-3.4(c)(5). X

(6) _____ An evacuation plan for facility personnel, where X

Indicate:
X Violations

Indicate:
X Satisfactory
NA Not Applicable

there is a possibility that evacuation could be necessary - 373-3.4(c)(6).

- | | | |
|-----------|--|--------------|
| (d) _____ | Copies of the contingency plan are maintained at the facility - 373-3.4(d)(1). | <u> X </u> |
| (e) _____ | Copies of the contingency plan have been submitted to all local police departments, fire departments, hospitals, and State and local emergency response teams that may be called upon to provide emergency services - 373.3.4(d)(2). | <u> X </u> |
| (f) _____ | The contingency plan has been amended, as necessary, when applicable regulations were revised, the plan failed in an emergency, the facility changes or the list of emergency coordinators or equipment changes - 373-3.4(e). | <u> X </u> |
| (g) _____ | There is at least one employee either on the facility premises or on call with the responsibility and authority for coordinating all emergency response measures - 373-3.4(f). | <u> X </u> |

9. Emergency Procedures - 373-3.4(g)

During a past emergency situation the emergency coordinator (or his designee when the emergency coordinator is not on call) did the following - 373-3.4(g).*

*Do not go back further than the previous inspection date.

The following was done:

- | | | |
|-----------|---|----------------|
| (1) _____ | Activated internal facility alarms or communication systems; | <u> N/A </u> |
| (2) _____ | Notified appropriate state or local agencies; | <u> N/A </u> |
| (3) _____ | Immediately identified the character, exact source, amount and areal extent of any released materials; | <u> N/A </u> |
| (4) _____ | The emergency coordinator assessed possible hazards to human health and the environment; | <u> N/A </u> |
| (5) _____ | The emergency coordinator, after determining that the facility had a release, fire or explosion which could threaten human health or the environment outside the facility, reported his findings; | <u> N/A </u> |
| (6) _____ | During the emergency, the emergency coordinator took all reasonable measures necessary to ensure that fire, explosions and releases do not occur, recur or spread to other hazardous waste; | <u> N/A </u> |
| (7) _____ | The emergency coordinator monitored for leaks, pressure buildup, gas generation or ruptures in valves, pipes or other equipment, where appropriate during the facility's response to the emergency; | <u> N/A </u> |

Indicate:
X Violations

Indicate:
X Satisfactory
NA Not Applicable

- | | | |
|------------|--|------------|
| (8) _____ | The emergency coordinator provided for treating, storing or disposing of recovered waste, contaminated soil or surface water, or any other material that resulted from a release, fire or explosion at the facility; | <u>N/A</u> |
| (9) _____ | The emergency coordinator ensured that in the affected area no waste that may be incompatible with the released material was treated, stored or disposed of until cleanup procedures were completed; | <u>N/A</u> |
| (10) _____ | The emergency coordinator ensured that all emergency equipment listed in the contingency plan was cleaned and fitted for its intended use before operations were resumed; | <u>N/A</u> |
| (11) _____ | The owner or operator notified the Commissioner that the facility is in compliance with Part 373-3.4(g)(8) before operations were resumed in the affected areas of the facility; | <u>N/A</u> |
| (12) _____ | The owner or operator noted in the operating record the time, date and details of the incident that required implementation of the contingency plan; | <u>N/A</u> |
| (13) _____ | The owner or operator submitted a complete written report on the incident within 15 days after the incident occurred. | <u>N/A</u> |

10. Waste Water Treatment Sludges from the Metal Finishing Industry - 372.2(a)(8)(vi)

Notes:

-Such generators must comply with sections 373-3.3 and 373-3.4, subdivision 373-3.2(g), and subparagraph 376.1(g)(1)(v) of this Title -372.2(a)(8)(vi)('d')('5'). Please fill out the Preparedness and Prevention, Contingency Plan and Personnel Training section above. Also, fill out item H in Appendix A.

- (a) A generator may store wastewater treatment sludges from electroplating operations (F006) without a permit or without having interim status if the generator complies with the following - 372.2(a)(8)(vi)

- | | | |
|-----------|---|------------|
| (1) _____ | F006 waste is stored for less than 180 days or less than 270 days if the disposal facility is located more than 200 miles from the generator except if the generator has received an extension. - 372.2(a)(8)(vi). | <u>N/A</u> |
| (2) _____ | The generator has implemented pollution prevention practices that reduce the amount of any hazardous substances, pollutants or contaminants entering F006 or otherwise released to the environment prior to its recycling - 372.2(a)(8)(vi)('a'); | <u>N/A</u> |
| (3) _____ | The F006 waste is legitimately recycled through metals recovery - 372.2(a)(8)(vi)('b'); | <u>N/A</u> |
| (4) _____ | No more than 20,000 kilograms of F006 waste is accumulated on-site at any one time-372.2(a)(8)(vi)('c'); and | <u>N/A</u> |
| (5) _____ | The F006 waste is managed in accordance with the following - | |

Indicate:
X Violations

Indicate:
X Satisfactory
NA Not Applicable

372.2(a)(8)(vi)(d):

- (i) _____ The F006 waste is placed in containers and the generator complies with the applicable requirements of sections 373-3.9, 373-3.27, 373-3.28, and 373-3.29 of this Title - 372.2(a)(8)(vi)(d)(1)(i); and/or N/A
- (ii) _____ The F006 waste is placed in tanks and the generator complies with the applicable requirements of sections 373-3.10, 373-3.27, 373-3.28, and 373-3.29 of this Title, except paragraph 373-3.10(h)(3) and subdivision 373-3.10(k) of this Title - 372.2(a)(8)(vi)(d)(1)(ii); and/or N/A
- (iii) _____ The date upon which each period of accumulation begins is clearly marked and visible for inspection on each container - 372.2(a)(8)(vi)(d)(3); N/A
- (iv) _____ While being accumulated on-site, each container and tank is labeled or marked clearly with the words, "Hazardous Waste" - 372.2(a)(8)(vi)(d)(4). N/A

Indicate:
X Violations

Indicate:
X Satisfactory
NA Not Applicable

Company Name: Antech Diagnostics
EPA ID# No.: NYR000122648
Region/Inspector : Abdool Jabar
Inspection Date: 4/12/2011

APPENDIX L-1
Universal Waste Checklist - Small Quantity Handler

Pursuant to DEC Policy Titled Discarded Mercury Contained Equipment (CP# 39), as an alternative to New York State regulatory language under 6 NYCRR Parts 370 through 374 and 376 pertaining to regulation of mercury-containing equipment waste, the Department will allow the regulated community to comply with the applicable federal universal waste regulations for the management of MCE waste promulgated at 40 CFR Parts 260, 261, 264, 265, 268, 270, and 273, as amended in 70 FR 45507-45522 (August 5, 2005). Note: If the facility fails to comply with any USEPA regulation to which this Policy refers, the Department reserves the right to enforce its existing regulations.

A. Standards for Small Quantity Handlers of Universal Waste:

1. The universal waste is not disposed, diluted or treated on site by the handler, **x**
except as provided in 374-3.2(h) or 374-3.2(d) - 374-3.2(b).

2. Waste Management Requirements: 374-3.2(d)
 (a) Universal Waste Batteries:
 - (i) The handler must contain any universal waste battery that **N/A**
shows evidence of leakage, spillage or damage that could cause
leakage in a container that is closed, structurally sound,
compatible with the contents, and must lack evidence of leakage,
spillage, or damage - 374-3.2(d)(1)(i).

 - (ii) A handler may conduct the activities such as sorting, mixing, **N/A**
discharging, regenerating, disassembling, and removing of
batteries from the product, as long as the battery cell is not
breached and remains intact and closed - 374-3.2(d)(1)(ii).

 - (iii) A handler who removes electrolyte from batteries, must **N/A**
determine whether electrolyte and/or other solid waste
exhibit any characteristic of hazardous waste, and if so, it
should be handled accordingly - 374-3.2(d)(1)(iii).

- (b) Universal Waste Pesticides:
 - (i) The handler must contain universal waste pesticides in a **N/A**
container that remains closed, structurally sound, compatible
with the contents and must lack evidence of leakage, spillage
or damage - 374-3.2(d)(2)(i).

 - (ii) The handler has used a container that does not meet the **N/A**
requirements of Item 3.(b)(i), but has overpacked the
unacceptable container in one that does meet that
requirement - 374-3.2(d)(2)(ii).

- (iii) _____ A tank that meets the requirements of section 373-3.10, except for subdivision 373-3.10(h)(3), 373-3.10(k) & (l), should be used to manage universal waste pesticides - 374-3.2(d)(2)(iii).

(c) Universal Waste Thermostats:

- (i) _____ Any universal waste thermostat that shows evidence of leakage, spillage or damage must be contained in a container that is closed, structurally sound, and compatible with the contents - 374-3.2(d)(3)(i). N/A
- (ii) _____ A handler may remove mercury-containing ampules from waste thermostats provided that the requirements (a)-(h) of this section are met - 374-3.2(d)(3)(ii). N/A
- (iii) _____ A handler who removes mercury-containing ampules from waste thermostats, must determine whether the mercury, or clean-up residues and/or other solid waste exhibit any characteristic of hazardous waste, and if so, it should be handled accordingly - 374-3.2(d)(3)(iii). N/A

(d) Lamps:

- (i) _____ Lamps are managed in containers or packages that are structurally sound, adequate to prevent breakage and compatible with the contents of the lamps. Containers and packages are closed and show no evidence of leakage, spillage, damage - 374-3.2(d)(4)(i). X
- (ii) _____ Broken lamps are immediately cleaned up and placed in a container. Lamps that show evidence of breakage, spillage or damage are placed in containers. Containers are closed, structurally sound, compatible with the contents of the lamps and lack any evidence of spillage, leakage or damage that could cause a leak or release - 374-3.2(d)(4)(ii). X

(e) Universal Waste Mercury-Containing Equipment (MCE)

- (i) _____ A handler of universal waste must place in a container any universal waste mercury-containing equipment with non-contained elemental mercury or that shows evidence of leakage, spillage, or damage that could cause leakage under reasonably foreseeable conditions. The container must be closed, structurally sound, compatible with the contents of the device, must lack evidence of leakage, spillage, or damage that could cause leakage under reasonably foreseeable conditions, and must be reasonably designed to prevent the escape of mercury into the environment by volatilization or any other means - 40CFR273.13(c)(1). N/A
- (ii) _____ A handler of universal waste may remove mercury-containing N/A

Indicate:
X Violations

Indicate:
X Satisfactory
NA Not Applicable

ampules from universal waste mercury-containing equipment provided that the requirements - 40CFR273.13(c)(2)(i) - 40CFR273.13(c)(2)(viii), listed below are met - 40CFR273.13(c)(2).

- | | | |
|-------|---|------------|
| (1) | _____ Removes and manages the ampules in a manner designed to prevent breakage of the ampules - 40CFR273.13(c)(2)(i); | <u>N/A</u> |
| (2) | _____ Removes the ampules only over or in a containment device (e.g., tray or pan sufficient to collect and contain any mercury released from an ampule in case of breakage) - 40CFR273.13(c)(2)(ii); | <u>N/A</u> |
| (3) | _____ Ensures that a mercury clean-up system is readily available to immediately transfer any mercury resulting from spills or leaks from broken ampules from that containment device to a container that meets the requirements of 40 CFR 262.34 - 40CFR273.13(c)(2)(iii); | <u>N/A</u> |
| (4) | _____ Immediately transfers any mercury resulting from spills or leaks from broken ampules from the containment device to a container that meets the requirements of 40 CFR 262.34 - 40CFR273.13(c)(2)(iv); | <u>N/A</u> |
| (5) | _____ Ensures that the area in which ampules are removed is well ventilated and monitored to ensure compliance with applicable OSHA exposure levels for mercury - 40CFR273.13(c)(2)(v); | <u>N/A</u> |
| (6) | _____ Ensures that employees removing ampules are thoroughly familiar with proper waste mercury handling and emergency procedures, including transfer of mercury from containment devices to appropriate containers - 40CFR273.13(c)(2)(vi); | <u>N/A</u> |
| (7) | _____ Stores removed ampules in closed, non-leaking containers that are in good condition - 40CFR273.13(c)(2)(vii); | <u>N/A</u> |
| (8) | _____ Packs removed ampules in the container with packing materials adequate to prevent breakage during storage, handling, and transportation - 40CFR273.13(c)(2)(viii); | <u>N/A</u> |
| (iii) | _____ A handler of universal waste mercury-containing equipment that does not contain an ampule may remove the open original housing holding the mercury from universal waste mercury-containing equipment provided that the requirements of 40CFR273.13(c)(3)(i)- (ii) listed below are met - 40CFR273.13(c)(3). | <u>N/A</u> |
| (1) | _____ Immediately seals the original housing holding the mercury with an air-tight seal to prevent the release of any mercury to the environment; and | <u>N/A</u> |
| (2) | _____ Follows all requirements for removing ampules and managing removed ampules under paragraph (c)(2) of this section. | _____ |
| (iv) | (1) A handler of universal waste who removes mercury-containing | |

ampules from mercury-containing equipment or seals mercury from mercury-containing equipment in its original housing must determine whether the following exhibit a characteristic of hazardous waste identified in 40 CFR part 261, subpart C: - 40CFR273.13(c)(4).

- | | | |
|-----|---|-------|
| (A) | _____ Mercury or clean-up residues resulting from spills or leaks and/or - 40CFR273.13(c)(4)(A) | N/A |
| (B) | _____ Other solid waste generated as a result of the removal of mercury-containing ampules or housings (e.g., the remaining mercury-containing device) - 40CFR273.13(c)(4)(B). | N/A |
| (2) | _____ If the mercury, residues, and/or other solid waste exhibits a characteristic of hazardous waste, it must be managed in compliance with all applicable requirements of 40 CFR parts 260 through 272. The handler is considered the generator of the mercury, residues, and/or other waste and must manage it in compliance with 40 CFR part 262. | _____ |
| (3) | _____ If the mercury, residues, and/or other solid waste is not hazardous, the handler may manage the waste in any way that is in compliance with applicable federal, state or local solid waste regulations. | N/A |

(f) Labeling/Marking Requirement:

- | | | |
|-------|--|-----|
| (i) | _____ A container in which the batteries are stored <u>or</u> the waste batteries must be marked clearly with "Universal Waste - batteries" or "Waste batteries" or "Used batteries" - 374-3.2(e)(1). | N/A |
| (ii) | _____ A container, tank or transport vehicle containing waste pesticides must be marked clearly with the label that was on the product <u>and</u> the words "Universal waste - Pesticides" or "Waste Pesticides" - 374-3.2(e)(2) & (3). | N/A |
| (iii) | _____ A container in which the thermostats are stored or a waste thermostat, must be marked clearly with "Universal Waste-Mercury thermostats" or "Waste Mercury thermostats" or "Used Mercury thermostats" - 374-3.2(e)(4). | N/A |
| (iv) | _____ Each lamp or container or package containing lamps are clearly labeled or marked with either "Universal Waste-Lamp(s)" or "Waste Lamp(s)" or "Used Lamp(s)" - 374-3.2(e)(5). | X |
| (v) | _____ Universal waste mercury-containing equipment (i.e., each device), or a container in which the equipment is contained, must be labeled or marked clearly with any of the following phrases: "Universal Waste-Mercury Containing Equipment," "Waste Mercury-Containing Equipment," or "Used Mercury-Containing Equipment." - 40CFR273.14(d)(1) | N/A |

(g) Accumulation Time Limits:

- | | | |
|-----|---|---|
| (i) | _____ The universal waste is not accumulated over a year from the | X |
|-----|---|---|

Indicate:
X Violations

Indicate:
X Satisfactory
NA Not Applicable

date the waste is generated or received - 374-3.2(f)(1)
OR

- (ii) ☐ The accumulation of universal waste for longer than one year is allowed, if the handler properly demonstrates that such accumulation is necessary to facilitate proper recovery, treatment, or disposal - 372-3.2(f)(2) N/A
- (iii) ☐ A handler must be able to demonstrate the length of time that the universal waste has been accumulated by marking the date, maintaining an inventory, or other method - 374-3.2(f)(3) N/A

B. Employee Training

1. ☐ The handler has informed all employees who handle or have responsibility for managing universal waste of the proper handling and emergency procedures appropriate to the type(s) of universal waste handled - 374-3.2(g) X

C. Response to Release

1. ☐ The handler has immediately contained all releases of universal waste and other residues from universal waste - 374-3.2(h)(1) N/A
2. ☐ The handler has determined whether any material resulting from the release is a hazardous waste, and if so, managed it in accordance with the hazardous waste regulations - 374-3.2(h)(2) N/A

D. Off-Site Shipments

1. ☐ The handler has sent the universal waste to another universal waste handler, a destination facility or a foreign destination - 374-3.2(i)(1)(i) X
2. ☐ The requirements of Part 364 are met for universal waste being transported off-site - 374-3.2(i)(1)(ii). X
3. ☐ The handler has complied with the requirements of Section 374-3.2(i)(2) of this subpart and Part 364 for self-transporting of universal waste - 374-3.2(i)(2). N/A
4. ☐ The handler has complied with all applicable DOT regulations under 49 CFR Parts 172-180 if the universal waste being offered for off-site transportation meets the DOT definition of hazardous material - 374-3.2(i)(3). X
5. ☐ Prior to sending a shipment of universal waste to another universal waste handler, the originating handler has ensured that the receiving handler has agreed to receive the shipment - 374-3.2(i)(4). X
6. For a rejected shipment that was sent to another handler or destination facility, the originating handler has:
- (a) ☐ Received the waste back when notified that the shipment was rejected, or: -374-3.2(i)(5)(i) N/A
- (b) ☐ Agreed with the receiving handler on a destination facility to N/A

Indicate:
X Violations

Indicate:
X Satisfactory
NA Not Applicable

which the waste will be sent - 374-3.2(i)(5)(ii)

7. If a small quantity handler rejects a shipment or any portion of a shipment containing universal waste from another handler, the handler has:
-374-3.2(i)(6)

(a) _____ Sent the shipment back to the originating handler, or
- 374-3.2(i)(6)(i) N/A

(b) _____ Sent the shipment to a destination facility agreed upon by both
handlers - 374-3.2(i)(6)(ii) N/A

8. _____ The handler has notified the Department Regional Director of any shipment of hazardous waste received that was not a universal waste and has provided the name, address and telephone number of the originating shipper -
374-3.2(i)(7). N/A